

are deleted in light of the definition of "crime of violence" in § 1-101 of this article to the same effect.

In subsection (d) of this section, the reference to a "crime" is substituted for the former reference to an "offense" to conform to the terminology used throughout this article.

In subsection (d)(1) of this section, the phrase "[a] District Court commissioner may not authorize the pretrial release of a defendant" is substituted for the former phrase "court does not mean District Court commissioners" for consistency with subsections (b) and (c) of this section.

Subsection (d)(3) of this section is revised to conform to the terminology used throughout this subtitle, *e.g.*, § 5-202(b)(2). It is substituted for the former sentence "[i]f, after consideration of the matters presented in rebuttal, the court hearing the application for bail is persuaded that the applicant would not pose a danger to any other person or to the community, and would appear at the time set for trial, the court may allow release pending trial on suitable bail and on such other conditions as will reasonably assure that the person charged will not flee".

Also in subsection (d)(3) of this section, the reference to "[a] judge" is substituted for the former reference to "the court" for consistency with subsections (b) and (c) of this section.

Subsection (d)(4) of this section is revised to state expressly that "[t]here is a rebuttable presumption" that certain defendants will flee and pose a danger to another person or the community, which was only implied in the former statement that a person is able to "rebut his ineligibility for release on bail before determination of the prior charge".

Defined terms: "Correctional facility" § 1-101

"Crime of violence" § 1-101

"Person" § 1-101

#### 5-203. BAIL BONDS IN CIRCUIT COURTS.

##### (A) CIRCUIT COURT RULES.

(1) A CIRCUIT COURT MAY ADOPT RULES SETTING THE TERMS AND CONDITIONS OF BAIL BONDS FILED IN THAT COURT AND RULES ON THE QUALIFICATIONS OF AND FEES CHARGED BY BAIL BONDSMEN.

(2) A BAIL BOND COMMISSIONER MAY BE APPOINTED TO CARRY OUT RULES ADOPTED UNDER THIS SECTION.

(3) A VIOLATION OF A RULE ADOPTED UNDER THIS SECTION IS CONTEMPT OF COURT AND SHALL BE PUNISHED IN ACCORDANCE WITH TITLE 15, CHAPTER 200 OF THE MARYLAND RULES.